

Fax To:

Examiner Brian Whiteman

United States Patent and Trademark Office

Group Art Unit 1635

Fax Nº:

(703) 308-2742

From:

Thomas P. McCracken

Date:

24 October 2002

Re:

Patent Application Serial No. 09/705,022

Pages:

24 (including this one)

Please deliver the attached documents (Amendment under 37 CFR 1.113 and Petition for Extension of Time), totaling with this cover sheet 24 pages, to Examiner Brian Whiteman of Group Art Unit 1635. Please make these documents of official record in U.S. Serial No. 09/705,022.

nas P. McCracken Registration No. 38,548

> POWDERJECT TECHNOLOGIES INC. 6511 Dumbarton Circle Fremont CA 94555 Telephone (510) 742-9700 facsimile (510) 742-9720

The information contained in this facsimile transmission is intended only for the person named above as addressee. It may contain information which is private and privileged, the disclosure of which is prohibited by law, if you have received this communication in error, please notify us immediately at the telephone number on this sheet and destroy or return the communication to us at this address. Thank you for your co-operation.

1315 KAY 16020542

Atty Dkt No. APF 37.20 PATENT

Certificate of Transmission:

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. (703) 308-2742) on 24 October 2002.

Typed name of person signing this certificate: Thomas P. McCracken

Signature:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Scott W. UMLAUF

Serial No.: 09/705,022

Group Art Unit: 1633

Filing Date: 1 November 2000

Examiner: B. Whiteman

Title: NUCLEIC ACID VACCINE COMPOSITIONS HAVING A MAMMALIAN

CD80/CD86 GENE PROMOTER DRIVING ANTIGEN EXPRESSION

AMENDMENT UNDER 37 C.F.R. §1.111

Commissioner for Patents Washington, D.C. 20231

Dear Sir:

This is in response to an Office Action in the above-referenced application, mailed 24 April 2002. A three-month extension of time to respond is requested, and the petition and fee therefor accompanies this paper. Reconsideration of the application in view of the following amendments and accompanying remarks is respectfully requested.

l

10/28/2002 KPINKNEY 00000001 500828 097

01 FC:1253

920.00 CH